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Supreme Court, U.S.
FILED

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No. 08-1129

IN THE
Supreme Court of the United States

MILVERTHA PINNICK, GUARDIAN AND NEXT FRIEND OF
MANNA PINNICK AND CORTLAND PINNICK, MINORS, AND
JAMES BRADY, ADMINISTRATOR OF THE ESTATE OF
MELISSA PINNICK, DECEASED, PETITIONERS

v.

CORBOY & DEMETRIO, P.C., A PROFESSIONAL
CORPORATION, ROBERT J. BINGLE AND G. GRANT DIXON,
III, INDIVIDUALLY AND AS AGENTS OF CORBOY &
DEMETRIO, P.C.,

ON PETITION FOR A WRIT OF CERTIORARI
TO THE SUPREME COURT OF
THE STATE OF ILLINOIS

REPLACEMENT SUPPLEMENTAL BRIEF

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INTRODUCTION.

This Supplemental Brief is filed in order to update the Court on events occurring since the filing of the petitioners' petition for certiorari in this Court on March 3, 2009.

STATEMENT OF THE CASE.

When petitioners appealed the rulings of the trial court against them to the Appellate Court for the First Judicial District of Illinois, that intermediate appellate court issued a modified order on October 20, 2008, affirming all of the trial court's rulings with minor revisions(App. 4). Pursuant to Illinois Supreme Court rule, petitioners instituted a Petition for Leave to Appeal to the Supreme Court of Illinois, challenging each of the rulings made by the Illinois intermediate appellate court(App. 3-4).

Incident thereto, on December 22, 2008, the Supreme Court of Illinois denied the petitioners' Motion for Recusal of the four Supreme Court Justices Pursuant to Supreme Court Rule 63(C) and dismissed as moot petitioners' Motion to Find Limitations of Appointment of Temporary Justices to the Illinois Supreme Court Unconstitutional(App. 1-2). With none of its member Justices having recused himself or herself, the Illinois Supreme Court at the time of the filing of the petitioners' petition for certiorari in this Court on March 3, 2009, had yet to rule on petitioners' Petition for Leave to Appeal.

However, on March 25, 2009, the Illinois Supreme Court----with *none* of its Justices having

recused himself or herself from considering this appeal---denied petitioners' Petition for Leave to Appeal, leaving petitioners with no further appellate remedy in the State courts to have the entry of summary judgment against them reviewed or reversed(Supp. App. 1, *infra*).

Respectfully submitted,

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SUPPLEMENTAL APPENDIX

SUPREME COURT OF ILLINOIS

WEDNESDAY, MARCH 25, 2009

**THE FOLLOWING CASES ON THE LEAVE TO
APPEAL DOCKET WERE DISPOSED OF AS
INDICATED:**

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NO. 107359 - Milvertha Pinnick, etc. et al., petitioners
v. Corboy & Demetrio, P.C., etc., et al., respondents.
Leave to appeal, Appellate Court, First District. (1-07-
0533)

Petition for leave to appeal denied.

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